



**PATENT**

Case Docket No. MASIMO.339A

Date: January 28, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Abdul-Hafiz, et al.  
Appl. No. : 10/632,012  
Filed : July 31, 2003  
For : LOW NOISE OPTICAL  
HOUSING  
Examiner : Unknown  
Group Art Unit: 3736

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 28, 2004

(Date)

John M. Grover, Reg. No. 42,610

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) an Information Disclosure Statement;
- (X) a PTO Form 1449 with three (3) references, which are not being submitted herewith; and
- (X) a return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

John M. Grover  
Registration No. 42,610  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

**INFORMATION DISCLOSURE STATEMENT**

Applicants : Abdul-Hafiz, et al.  
App. No. : 10/632,012  
Filed : July 31, 2003  
For : LOW NOISE OPTICAL HOUSING  
Examiner : Unknown  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

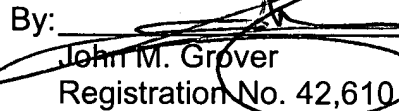
Dear Sir:

Enclosed is form PTO-1449 listing three (3) references. Copies of disclosed U.S. patents and/or publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,  
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 28, 2004

By:   
John M. Grover  
Registration No. 42,610  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
MASIMO.339AAPPLICATION NO.  
10/632,012INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT

USE SEVERAL SHEETS IF NECESSARY)

APPLICANT  
Abdul-Hafiz, et al.FILING DATE  
July 31, 2003GROUP  
3736

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1	6,397,091	05/2002	Diab, et al.			
	2	6,152,754	11/2000	Gerhardt, et al.			
	3	5,782,757	07/1998	Diab, et al.			

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

EXAMINER  
INITIAL

## OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)


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012704

EXAMINER

DATE CONSIDERED

\*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.